

EXPRESS MAIL NO. EL916936451US

PATENT  
BOX SEQUENCE

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re:	Patent Application of Rosana Kapeller-Libermann	: Group Art Unit: Not Yet Assigned : :
Appln. No.:	Not Yet Assigned	: Examiner: Not Yet Assigned : :
Filed:	Herewith	: : :
For:	13245, A NOVEL HUMAN MYOTONIC DYSTROPHY TYPE PROTEIN KINASE AND USES THEREFOR	: Attorney Docket No. : <b>10147-57U1</b> : (MBIO2000-513P1R)

**PRELIMINARY AMENDMENT**

Preliminary to the calculation of fees and examination of the above application being transmitted herewith, please amend the application, without prejudice, as follows:

**In the Claims:**

Please cancel claims 9-11, 14, 15, 19-22, 24-38, 40-44, 46, 47, and 49 without prejudice to re-addition of these claims in this or another patent application.

**REMARKS**

Claims 1-8, 12, 13, 16-18, 23, 39, 45, and 48 are presently pending in this application. Claims 9-11, 14, 15, 19-22, 24-38, 40-44, 46, 47, and 49 have been canceled. Claims 1, 8, 23, 39, 45, and 48 are independent claims. The above amendments are made merely to reduce the filing fee. No new matter has been added by these amendments.

An early and favorable office action on the merits is requested at the earliest possible time.

Respectfully submitted,

**Rosana Kapeller-Libermann**

23 October 2001

(Date)

By: 

**GARY D. COLBY, Ph.D., J.D.**

Registration No. 40,961

**AKIN, GUMP, STRAUSS, HAUER & FELD, L.L.P.**

One Commerce Square

2005 Market Street - Suite 2200

Philadelphia, PA 19103

Telephone: 215-965-1200

**Direct Dial: 215-965-1285**

Facsimile: 215-965-1210

E-Mail: gcolby@akingump.com

10047346-103304